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Date of Deposit: September 23, 2003

Our Case No.: 9763/8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joel W. Benson and John T. Wellehan

Serial No.: Not Assigned

Filing Date: Not Assigned

For: System For Detecting A Surface
Contour Of the Human Foot

Examiner: Not Assigned

Group Art Unit No.: Not Assigned

INFORMATION DISCLOSURE STATEMENT

Mail Stop Patent Application

Commissioner for Patents

Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed below and on the attached Form PTO-1449 be considered by the Examiner in the above-identified application and made of record.

The references now cited are the following:

US PATENT DOCUMENTS

| No. | Date | Name |
|-----------|----------|---------------|
| 2,010,407 | 08/06/35 | MATTHIAS |
| 2,162,916 | 06/20/39 | HYLAND |
| 2,230,143 | 01/28/41 | HYLAND |
| 2,323,539 | 07/06/43 | HYLAND et al. |
| 2,330,317 | 09/28/43 | STEWART |

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|-----------|----------|-----------------|
| 3,696,456 | 10/10/72 | DUNHAM et al. |
| 4,153,998 | 05/15/79 | MCMURTRY |
| 4,279,080 | 07/21/81 | NAKAYA |
| 4,449,264 | 05/22/84 | SCHWARTZ |
| 4,454,618 | 06/19/84 | CURCHOD |
| 4,510,636 | 04/16/85 | PHILLIPS |
| 4,517,696 | 05/21/85 | SCHARTZ |
| 4,604,807 | 08/12/86 | BOCK et al. |
| 4,679,331 | 07/14/87 | KOONTZ |
| 4,745,290 | 05/17/88 | FRANKEL et al. |
| 4,817,222 | 04/04/89 | SHAFIR |
| 4,858,621 | 08/22/89 | FRANKS |
| 4,876,758 | 10/31/89 | ROLLOFF et al. |
| 4,972,597 | 11/27/90 | KADOSAKI et al. |
| 5,025,476 | 06/18/91 | GOULD et al. |
| 5,102,223 | 04/07/92 | UESUGI et al. |
| 5,128,880 | 07/07/92 | WHITE |
| 5,195,030 | 03/16/93 | WHITE |
| 5,206,804 | 04/27/93 | THIES et al. |
| 5,216,594 | 06/01/93 | WHITE et al. |
| 5,231,723 | 08/03/93 | WHITE et al. |
| 5,237,520 | 08/17/93 | WHITE |
| 5,361,133 | 11/01/94 | BROWN et al. |
| 5,449,256 | 09/12/95 | SUNDMAN |
| 5,539,677 | 07/23/96 | SMITH |
| 5,640,779 | 06/24/97 | ROLLOFF et al. |
| 5,689,446 | 11/18/97 | SUNDMAN et al. |
| 5,711,607 | 01/27/98 | BERNSTEIN |

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|-----------|----------|-------------|
| 596 762 | 03/25/32 | Germany |
| 2 308 062 | 08/23/73 | Germany |
| 2 821 247 | 11/22/79 | Germany |
| 172 972 | 02/16/35 | Switzerland |
| 190 837 | 05/15/37 | Switzerland |

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the references cited are, or are considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to submission of this Statement, the Commissioner is hereby authorized to deduct any such fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a divisional application of U.S. Serial No. 09/414,456, filed October 7, 1999 and entitled: System for Detecting the Surface Contour of the Human Foot (the "Parent Application"). The Parent Application is relied on for an earlier effective filing date for this divisional application under 35 U.S.C. § 120. All of the references cited in this Statement were either cited by the Examiner or in an Information Disclosure Statement in compliance with Rule 37 C.F.R. § 1.98(a), (b) and (c), in prosecution of the Parent Application. In accordance with Rule 37 C.F.R. § 1.98(d), copies of the cited references are available in the file of the Parent Application, and are therefore not provided with this Statement.

Applicants respectfully request that the listed references be made of record in the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joel W. Benson", written over a horizontal line.

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Attorney for Applicant(s)

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| FORM PTO-1449 | SERIAL NO. Not Assigned | CASE NO. 9763/8 |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | FILING DATE Not Assigned | GROUP ART UNIT Not Assigned |
| (use several sheets if necessary) | | APPLICANT(S): Joel W. Benson and John T. Wellehan |

REFERENCE DESIGNATION
U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS/ SUBCLASS | FILING DATE |
|---------------------|-----|--------------------|----------|-----------------|--------------------|----------------|
| | A1 | 2,010,407 | 08/06/35 | MATTHIAS | | |
| | A2 | 2,162,916 | 06/20/39 | HYLAND | | |
| | A3 | 2,230,143 | 01/28/41 | HYLAND | | |
| | A4 | 2,323,539 | 07/06/43 | HYLAND et al. | | |
| | A5 | 2,330,317 | 09/28/43 | STEWART | | |
| | A6 | 3,696,456 | 10/10/72 | DUNHAM et al. | | |
| | A7 | 4,153,998 | 05/15/79 | MCMURTRY | | |
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| | A21 | 5,102,223 | 04/07/92 | UESUGI et al. | | |
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| | A33 | 5,711,607 | 01/27/98 | BERNSTEIN | | |

FOREIGN PATENT DOCUMENTS

| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS/ SUBCLASS | TRANSLATION YES NO |
|---------------------|--|--------------------|-----------------|---------|--------------------|-----------------------|
| EXAMINER | | | DATE CONSIDERED | | | |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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| | A34 | 596 762 | 03/25/32 | Germany | | | |
| | A35 | 2 308 062 | 08/23/73 | Germany | | | |
| | A36 | 2 821 247 | 11/22/79 | Germany | | | |
| | A37 | 172 972 | 02/16/35 | Switzerland | | | |
| | A38 | 190 837 | 05/15/37 | Switzerland | | | |

| EXAMINER INITIAL | OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.) | |
|---------------------|--|--|
| | A35 | |
| | A36 | |

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